

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

BEN & JERRY'S HOMEMADE, INC.,
CLASS I DIRECTORS OF BEN & JERRY'S
INDEPENDENT BOARD,

Plaintiffs,

v.

UNILEVER PLC AND CONOPCO, INC.,

Defendants.

Case No. 1:24-cv-08641-PKC

**DEFENDANTS UNILVER PLC'S AND CONOPCO, INC.'S NOTICE
OF MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Defendants Unilever PLC's and Conopco, Inc.'s ("**Defendants**") Motion to Dismiss, Defendants hereby move this Court for an Order (a) dismissing the First Amended Complaint (ECF No. 32) ("**FAC**") in its entirety as brought in the name of Ben & Jerry's Homemade, Inc.; (b) dismissing Count I, or, in the alternative, Count II, of Plaintiffs' FAC, with prejudice, pursuant to Federal Rule of Civil Procedure 12(b)(6); and (c) dismissing Count III, with prejudice, pursuant to Federal Rule of Civil Procedure 12(b)(1), and for such other and further relief as the Court deems just and appropriate.

Dated: March 19, 2025
New York, NY

Respectfully submitted,

/s/ David J. Lender

David J. Lender

Luna N. Barrington

Alexandra Rose

WEIL, GOTSHAL & MANGES LLP

767 Fifth Avenue

New York, New York 10153

Telephone: (212) 310-8000

Facsimile: (212) 310-8007

David.Lender@weil.com

Luna.Barrington@weil.com

Alexandra.Rose@weil.com

*Attorneys for Defendants Unilever PLC
and Conopco, Inc.*